



Finance and Audits Committee

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# City and County of San Francisco

## Finance and Audits Committee

*City Hall, Room 263*



### **Meeting Agenda**

**Wednesday, December 15, 2004**  
**1:00 PM**  
**Regular Meeting**

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*Members: Chris Daly, Aaron Peskin, Tom Ammiano*

*Clerk: Mary Red*

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*Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report*

*Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance.*

## **AGENDA CHANGES**

## **REGULAR AGENDA**

1. [041584](#) **[Appropriate settlement funds to fund the development costs associated with the San Francisco Electrical Reliability Project]** **Mayor**

Ordinance appropriating \$2,666,667 of fund balance from the Hetch Hetchy estimated revenues from the litigation settlement against The Williams Companies, Inc. and Williams Marketing Energy Marketing & Trading Company to the San Francisco Electrical Reliability Project for fiscal year 2004-05. Appropriated funds will facilitate the development costs related to the City power plants.

(Fiscal impact.)

11/16/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

11/16/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

2. [041468](#) [Department of the Environment's Environmental Justice Program] Supervisor Maxwell

Hearing on the Department of the Environment's Environmental Justice Program to focus on: (a) Objectives and work program; (b) Plans to secure funding and staffing into the future; and (c) Proposal to expend remaining funds in the Environmental Justice Grant Program.

10/19/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

3. [041351](#) [Contract for Electric Services] Supervisor Ma

Ordinance approving two contracts between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for electric services required to ensure reliable delivery of low cost electric power for use at Treasure Island on file with the Clerk of the Board of Supervisors in File No. 041351; and approving indemnifying and holding harmless the United States against claims arising from the activities of the City under the contract; and waiving requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims; and waiving requirement of Section 21.19 of the San Francisco administrative code that every contract contain a statement regarding guaranteed maximum costs.

(Fiscal impact.)

9/28/04, RECEIVED AND ASSIGNED to City Services Committee.

10/7/04, REFERRED to Finance and Audits Committee. Speakers: None.

10/20/04, CONTINUED TO CALL OF THE CHAIR.

4. [041169](#) [Municipal Railway Professional Services Contract CS-123, Amendment No. 7]

Resolution authorizing the Director of Transportation to execute Amendment No. 7 to San Francisco Municipal Railway Contract No. CS-123, Professional Design and Construction

Support Services for Muni Metro Third Street Light Rail Project, with WPK Third Street Consultants, for extra design work and additional construction support services, for an amount not to exceed \$1,500,000, and a total contract amount not to exceed \$11,481,206, and to extend the contract for one year. (Municipal Transportation Agency)

(Fiscal impact.)

9/17/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

10/20/04, CONTINUED. Continued to October 27, 2004.

10/27/04, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Bill Gamlen, Project Manager, 3rd Street Light Rail; Supervisor Peskin; Joe Speaks, MTA; Ted Lakey, Deputy City Attorney.

5. [041630](#) **[Eliminating the Office of Emergency Services Revolving Fund.]**

Ordinance amending the San Francisco Administrative Code by repealing Section 10.142, to eliminate the Office of Emergency Services Revolving Fund. (Emergency Communications Department)

11/24/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

6. [040731](#) **[Conduct a Nexus Study On Imposition of the Park Fee on Uses Other Than Office On Geographic Areas of the City Other than C-3 Use Districts]**

Ordinance amending Planning Code Section 139 to provide that \$100,000 of Downtown Special Park Fund monies shall be used to fund a nexus study, under the direction of the General Manager of the Recreation and Park Department, to examine whether the Downtown Park Fee should be imposed on uses other than office and on geographic areas of the City other than C-3 use districts and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Mayor)

6/1/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

6/4/04, REFERRED TO DEPARTMENT. Referred to Planning Department for Environmental Review.

6/10/04, RESPONSE RECEIVED. Response from Planning, Non-physical exemption, CEQA guidelines sections 15060(c)(3) and 15378.

6/16/04, REFERRED TO DEPARTMENT. Referred to Planning pursuant to Code Sec. 302(b) for hearing and recommendations.

9/20/04, RESPONSE RECEIVED. The Planning Commission recommended approval with recommendations.

## **SPECIAL ORDER - 3:00 PM**

7. [041467](#) **[Extending Redevelopment Agency's Times for Incurring and Repaying Debt for Affordable Housing Development]** **Supervisor Daly**

Ordinance approving, for the redevelopment plans listed below, the extension of existing time limits in each plan for establishment of loans, advances and indebtedness and for repayment of indebtedness for the exclusive purpose of financing Low and Moderate Income Housing Fund activities: (1) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan, (2) the Hunters Point Redevelopment Plan, (3) the India Basin Industrial Park Redevelopment Plan.

10/19/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

12/8/04, CONTINUED. Heard in Committee. Speakers: Supervisor Daly; Supervisor Peskin; Marcia Rosen, Executive Director, Redevelopment Agency; Supervisor Ammiano; Francisco DaCosta. Continued to December 15, Special Order at 3:00 p.m.

## **ADJOURNMENT**

## **IMPORTANT INFORMATION**

*NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Any written comments should be sent to: Committee Clerk of the Finance and Audits Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above*

*NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

## **LEGISLATION UNDER THE 30-DAY RULE**

### **(Not to be considered at this meeting)**

*Rule 5.40 provides that when an ordinance or resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no*

*legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.*

**8. 041619 [Visitor and Convention Hotel Impact Fee] Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 39: (i) imposing a Visitor and Convention Hotel Impact Fee of \$6.00 per room night upon hotel guests attending or participating in conventions and other events at the Moscone Center or Bill Graham Civic Auditorium to reduce the operating shortfall for such facilities, (ii) requiring hotels to collect the fee and report upon and remit all fees collected to the City, (iii) requiring the Controller to recommend annual adjustments to the fee, as specified, (iv) exempting guests staying in hotels of fewer than 50 rooms, and (v) providing for penalties.

11/23/04, ASSIGNED UNDER 30 DAY RULE to Finance and Audits Committee, expires on 12/23/2004.

**Meeting Procedures**

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board has several standing Committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience at a Committee meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

Agenda are available on the internet at [www.sfgov.org/bdsupvrs.bos.htm](http://www.sfgov.org/bdsupvrs.bos.htm).

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

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Requests for language translation at a meeting must be received no later than noon the Friday before the meeting. Contact Ohn Myint at (415) 554-7704.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7701**

## **Disability Access**

Both the Committee Room (Room 263) and the Legislative Chamber are wheelchair accessible. The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex.

All meetings are real-time captioned and are cablecast open-captioned on SF Cable 26.

The following services are available when requested 48 hours before the Committee meeting. This advance notice will help ensure availability.

ú For American Sign Language interpreters or use of a reader during a meeting, contact Ohn Myint at (415) 554-7704.

ú For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706.

ú Assistive listening devices are available from the receptionist in the Clerk of the Board's Office, Room 244, prior to the meeting.

ú The Clerk of the Board's Office TTY number is (415) 554-5227.

In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products.

## **Know Your Rights Under the Sunshine Ordinance**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall; by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102 by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [Donna.Hall@sfgov.org](mailto:Donna.Hall@sfgov.org). Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine.htm>

## **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)